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FILE #: 05432/1004400-USADATE: 2/7/06NUMBER TRANSMITTING TO: 571-273-0459RECIPIENT: PCT Legal DeptCOMPANY: Patent & Trademarks OfficeFROM: F Lynn Barrison FBNO. OF PAGES TRANSMITTING
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FIRST CLASS MAIL (Y/N): NO

COMMENTS:

Second Request

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I hereby certify that on the date indicated below, this paper was deposited with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

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10-17-05

Lillian Garcia

Date
Signature

Name

Customer No.: 07278

Docket No.: 05432/100M400-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

In re Application of: Hans Petersen et. al.

7 FEB 2006

Serial No.: 10/540,300

Filed: July 14, 2005

Legal Staff
International Division

For: A PROCESS FOR THE PREPARATION OF RACEMIC CITALOPRAM DIOL AND/OR S-OR R-CITALOPRAM DIOLS AND THE USE OF SUCH DIOLS FOR THE PREPARATION OF RACEMIC CITALOPRAM, R-CITALOPRAM AND/OR S-CITALOPRAM

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

☒ incorrectly entered

and/or

☐ omitted.

{W:\05432\100m400us1\00551069.DOC 105432/100M400US1/00551069.DOC}

Error in

Correct data

Applicant's name

Hans Peterson, Vanlose, Denmark
 Brian Christiansen, Frederiksberg, Denmark
 Robert **Dancer**, **Hvidore**, Denmark
 Rikke E. Humble, **Kobenhavn NV**, Denmark



Applicant's address



Title

A PROCESS FOR THE PREPARATION OF RACEMIC CITALOPRAM DIOL AND/OR S- OR R-CITALOPRAM DIOLS AND THE USE OF SUCH DIOLS FOR THE PREPARATION OF RACEMIC CITALOPRAM, R-CITALOPRAM AND/OR S-CITALOPRAM

Filing Date

☐

Application Number



Foreign/PCT Application Re:

Denmark PA 200202004 12/23/02
Please delete the second listed priority claim

☒

Domestic Priority

This Application is a 371 of PCT/DK03/00907 12/18/03
which claims benefit 60/436,117 12/23/02


Remarks:

Enclosed please find a copy of the Executed Declaration.

The Commissioner is respectfully requested to issue a new and correct Filing Receipt.

Respectfully submitted,

Dated: October 14, 2005



Flynn Barrison
Reg. No. 53,970
Agent for Applicant(s)

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New York, New York 10150-5257
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| APPL NO. | FILING OR 371 (c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|-------------------|----------|----------|----------|
| 10/540,300 | 07/14/2005 | 2828 | 2240 | 05432/100M400-US1 | | 29 | 1 |

CONFIRMATION NO. 1055

7278

DARBY & DARBY P.C.
 P. O. BOX 5257
 NEW YORK, NY 10150-5257

FILING RECEIPT



OC000000017160185

Date Mailed: 10/04/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Hans Petersen, Vanlose, DENMARK;
 Brian Christiansen, Frederiksberg, DENMARK;
 Robert dancer, Hyidovre, DENMARK;
 Rikke E. Humble, Kobenhavn, DENMARK;

Assignment For Published Patent Application

H. Lundbeck A/S, Valby-Copenhagen, DENMARK

Power of Attorney: The patent practitioners associated with Customer Number 7278.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/DK03/00907 12/18/2003

Foreign Applications

DENMARK PA200202004 12/23/2002
 UNITED STATES OF AMERICA 60436117 12/23/2002

Projected Publication Date: 01/12/2006

Non-Publication Request: No

Early Publication Request: No

Computer Jaw
 OAD Entry Jaw
 Looseleaf Jaw
 Folder Jaw
 Card Jaw
 Letter Jaw
 Foreign Filing Jaw

Title

Process for the preparation of racemic citalopram diol and/or s-or r-citalopram diols and the use of such diols for the preparation of racemic citalopram, r-citalopram and/or s-citalopram

Preliminary Class

324

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Express Mail Label No. _____

Dated: _____

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is described and claimed and for which a patent is sought on the invention entitled:

A PROCESS FOR THE PREPARATION OF RACEMIC CITALOPRAM DIOL AND/OR S-OR R-CITALOPRAM DIOLS AND THE USE OF SUCH DIOLS FOR THE PREPARATION OF RACEMIC CITALOPRAM, R-CITALOPRAM AND/OR S-CITALOPRAM

the specification of which was filed on December 18, 2003 as Application No. PCT/DK03/00907.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein. I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigned more than twelve months prior to this application.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☐ no such foreign applications have been filed

☒ such foreign application have been filed as follows:

Attorney Docket No.: 05432/100M400-US1

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

| Application Number | Country | Date of Filing | Priority Claimed Under 35 USC 119 |
|--------------------|---------|-------------------|--------------------------------------|
| PA200202004 | DK | December 23, 2002 | <u> x </u> Yes No <u> </u> |
| | | | <u> </u> Yes No <u> </u> |
| | | | <u> </u> Yes No <u> </u> |

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

| Application Number | Country | Date of Filing |
|--------------------|---------|----------------|
| | | |
| | | |
| | | |

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

☐ no such U.S. provisional applications have been filed.

☒ such U.S. provisional application have been filed as follows:

| Application Number | Date of Filing | Priority Claimed Under 35 USC 119 |
|--------------------|-------------------|--------------------------------------|
| 60/436,117 | December 23, 2002 | <u> x </u> Yes No <u> </u> |
| | | <u> </u> Yes No <u> </u> |
| | | <u> </u> Yes No <u> </u> |

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

Attorney Docket No.: 05432/100M400-US1

☒ no such U.S./PCT applications have been filed.☐ such U.S./PCT application have been filed as follows:

| Application Number | Date of Filing | Status (Patented/Pending/Abandoned) |
|--------------------|----------------|--|
| | | |
| | | |
| | | |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the practitioners under Customer Number

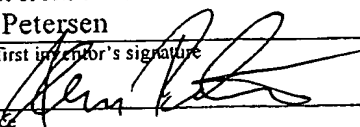
07278

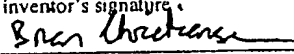
jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.


Please mail all correspondence to **Customer Number 07278**, whose address is:

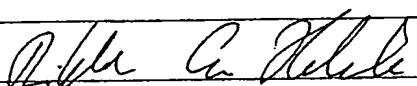
Darby & Darby P.C.
P.O. Box 5257
New York, New York 10150-5257

Attorney Docket No.: 05432/100M400-US1

| | |
|---|-------------------------|
| Full name of sole or first inventor Hans Petersen | |
| Sole or first inventor's signature  | Date 2/6-2005 |
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| | |
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| Second inventor's signature  | Date 2/6-2005 |
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| | |
|---|-------------------------|
| Full name of third inventor, if any Robert Dancer | |
| Third inventor's signature  | Date 2/6/2005 |
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| | |
|---|-------------------------|
| Full name of fourth inventor, if any Rikke E. Humble | |
| Fourth inventor's signature  | Date 2/7-2005 |
| Residence København NV, Denmark | |
| Citizenship Denmark | |
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